

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re:  Application of: RADIN et al.  
 Patent of:

412 1/2

Serial No.: 08/713,928  
 Patent No.:

**Group Art Unit:** Not yet assigned

Filed: September 13, 1996  
 Issued:

**Examiner:** Not yet assigned

**For:** PRODUCTION OF  
LYSOSOMAL ENZYMES  
IN PLANT-BASED  
EXPRESSION SYSTEMS

Attorney Docket No.: 7956-011

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS  
[37 CFR 1.9(f) and 1.27(c)] - Small Business Concern**

**Assistant Commissioner for Patents  
Washington, D.C. 20231**

Sir:

I hereby declare that I am

- the owner of the small business concern identified below:  
 an official of the small business concern empowered to act in behalf of  
the concern identified below:

Name of concern CROPTech DEVELOPMENT CORPORATION

Address of concern 1861 Pratt Drive, Suite 1040, Corporate Research

**Center, Blacksburg, Virginia 24060**

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 37 CFR 1.9(d), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the person employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern and/or there is an obligation under contract or law by the inventor(s) to convey rights to the small business concern with regard to the invention, entitled **PRODUCTION OF LYSOSOMAL ENZYMES IN PLANT-BASED EXPRESSION SYSTEMS** by inventor(s) David N. Radin, Carole L. Cramer, Karen K. Oishi, and Deborah L. Weissenborn described in

- the specification filed herewith  
 application serial no. 08/713,928 filed September 13, 1996  
 patent no. issued

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below and no rights to the invention are held by any person, other than the inventor, who could not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e).

FULL NAME VIRGINIA TECH INTELLECTUAL PROPERTIES, INC.

ADDRESS 1861 Pratt Drive, Suite 1040, Blacksburg, VA 24060

INDIVIDUAL       SMALL BUSINESS CONCERN       NONPROFIT ORGANIZATION

FULL NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

INDIVIDUAL       SMALL BUSINESS CONCERN       NONPROFIT ORGANIZATION

FULL NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

INDIVIDUAL       SMALL BUSINESS CONCERN       NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. [37 CFR 1.28 (b)]

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, and patent issuing thereon, or any patent to which this verified statement is directed.

Send correspondence to:      **PENNIE & EDMONDS**  
1667 K Street, N.W.  
Washington, D.C. 20006

Direct Telephone calls to:  
**PENNIE & EDMONDS**  
(202) 496-4400

Name of person signing David N. Radin

Title of person other than owner President

Address of person signing 1861 Pratt Drive, Suite 1040, Corporate Research Center,  
Blacksburg, Virginia 24060

Signature David N. Radin

Date Dev. 8, 1996

\*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities.  
(37 CFR 1.27)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Attorney Docket No.: 7956-011

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS  
[37 CFR 1.9(f) and 1.27(d)] - Nonprofit Organization

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

I hereby declare that I am an official empowered to act on behalf of the nonprofit organization identified below:

Name of organization VIRGINIA TECH INTELLECTUAL PROPERTIES, INC.  
Address of organization 1900 Kraft Drive, Suite 107, Blacksburg, Virginia 24060

Type of organization

- University or other institution of higher education  
 Tax exempt under Internal Revenue Service Code (26 USC 501(a) and 501(c)(3))  
 Nonprofit scientific or educational under statute of state of the United States of America  
(Name of state \_\_\_\_\_)  
(Citation of statute \_\_\_\_\_)  
 Would qualify as tax exempt under Internal Revenue Service Code (26 USC 501(a) and 501(c)(3)) if located in the United States of America.  
 Would qualify as nonprofit scientific or educational under statute of state of the United States of America if located in the United States of America  
(Name of state \_\_\_\_\_)  
(Citation of statute \_\_\_\_\_)

I hereby declare that the nonprofit organization identified above qualifies as a nonprofit organization as defined in 37 CFR 1.9(e) for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code with regard to the invention entitled **PRODUCTION OF LYSOSOMAL ENZYMES IN PLANT-BASED EXPRESSION**

**SYSTEMS** by  
inventor(s) David N. Radin, Carole L. Cramer, Karen K. Oishi, and Deborah L.

Weissenborn described in

- the specification filed herewith
  - application serial no. 08/713,928
  - patent no. issued

filed September 13, 1996

I hereby declare that rights under contract or law have been conveyed to and remain with the nonprofit organization identified above and/or there is an obligation under contract or law by the inventor(s) to convey rights to the nonprofit organization identified above with regard to the invention.

If the rights held by the nonprofit organization are not exclusive, each individual, concern or organization having rights to the invention is listed below\* and no rights to the invention are held by any person, other than the inventor, who could not qualify as an independent inventor under 37 CFR 1.9(c) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

**FULL NAME CROPTech DEVELOPMENT CORPORATION**

ADDRESS 1861 Pratt Drive, Suite 1040, Blacksburg, VA 24060

INDIVIDUAL       SMALL BUSINESS CONCERN       NONPROFIT  
ORGANIZATION

**FULL NAME**

## **ADDRESS**

INDIVIDUAL       SMALL BUSINESS CONCERN       NONPROFIT  
ORGANIZATION

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, and patent issuing thereon, or any patent to which this verified statement is directed.

Send correspondence to:

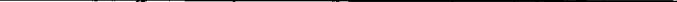
**PENNIE & EDMONDS**  
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**Direct Telephone calls to:  
PENNIE & EDMONDS  
(202) 496-4400**

Name of person signing Theodore Kohn

Title of person other than owner Director, Virginia Tech Intellectual Properties, Inc.

**Address of person signing** 1900 Kraft Drive, Suite 107, Blacksburg, Virginia 24060

Signature  Date 11/8/96.

**\*NOTE:** Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities.  
(37 CFR 1.27)